

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

DAWN MAY JACKSON,

Plaintiff,

Civil Action No. 14-CV-13323

v.

Honorable Patrick J. Duggan

COMMISSIONER OF  
SOCIAL SECURITY,

Defendant.

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**ORDER ADOPTING THE MAGISTRATE JUDGE'S REPORT AND  
RECOMMENDATION, GRANTING IN PART PLAINTIFF'S MOTION  
FOR SUMMARY JUDGMENT, DENYING DEFENDANT'S MOTION FOR  
SUMMARY JUDGMENT, and REMANDING FOR FURTHER  
PROCEEDINGS PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g)**

On August 26, 2014, Plaintiff filed this lawsuit challenging the final decision of the Commissioner denying her application for supplemental security income. The parties filed cross-motions for summary judgment, which were referred to Magistrate Judge R. Steven Whalen.

On June 19, 2015, Magistrate Judge Whalen issued a Report and Recommendation (R&R) recommending that the Court (1) grant Plaintiff's motion for summary judgment to the extent it seeks remand, (2) deny Defendant's motion for summary judgment, and (3) remand the case for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g). At the conclusion of the R&R, Magistrate

Judge Whalen advised the parties that they may object and seek review of the R&R within fourteen days. R&R at 19 (ECF No. 17). He further specifically advised the parties that “[f]ailure to file specific objections constitutes a waiver of any further right of appeal.” *Id.* Neither party has filed objections to the R&R, and the time to do so has expired.

The Court has carefully reviewed the R&R and concurs with the conclusions reached by the Magistrate Judge. The Court therefore adopts the Magistrate Judge’s R&R. Accordingly,

**IT IS ORDERED** that Plaintiff’s motion for summary judgment is **GRANTED** to the extent it seeks a remand;

**IT IS FURTHER ORDERED** that Defendant’s motion for summary judgment is **DENIED**.

**IT IS FURTHER ORDERED** that the matter is remanded for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

Dated: July 13, 2015

s/PATRICK J. DUGGAN  
UNITED STATES DISTRICT JUDGE

Copies to:

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